

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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TANAJEE MADDUX as Administratrix of the  
Estate of Gary Terrance Porter,

Plaintiff,

5:19-cv-00678 (BKS/MJK)

v.

SYRACUSE POLICE OFFICER KELSEY  
FRANCEMONE, sued herein in her capacity as an  
individual,

Defendant.

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**Hon. Brenda K. Sannes, United States District Judge:**

**SPECIAL INTERROGATORIES**

**The Defendant has the burden of proving the facts set forth below by a preponderance of the evidence. Your answers to these special questions must be unanimous, so unless all of you agree, you may not return an answer to the question.**

Did Defendant Kelsey Francemone prove by a preponderance of the evidence:

1. that Mr. Porter had a firearm at some point during the incident?  
Yes ☒ No ☐
  
2. that she had a reasonable, even if mistaken, belief that Mr. Porter was one of the individuals discharging a weapon near the black Chevrolet Malibu in the Stone Court Parking Lot?  
Yes ☒ No ☐
  
3. that she had a reasonable, even if mistaken, belief that Mr. Porter had a firearm on his person before she discharged her last two shots?  
Yes ☒ No ☐

**The Foreperson should sign and date this Special Interrogatories form and inform the Court Security Officers that the form has been completed.**

**Foreperson:**

**Date:**

5.23.2025